

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

The Hamilton County Board of Commissioners met on Monday, March 10, 2008 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 1:00 p.m. President Altman called the public session to order at 2:12 p.m. and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger, and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

Executive Session Memoranda

Holt motioned to approve the Executive Session Memoranda of March 10, 2008. Dillinger seconded. Motion carried unanimously.

Downtown Seat Parking Analysis

Mr. John Barbee presented the Hamilton County Seat Downtown Study Employee/Visitor Parking Analysis. The comparison looked at current facility capacity, potential capacity utilizing the spaces not built out, and forecasting the parking deficit. Barbee stated the two goals we are looking to rectify with this analysis is to provide employee parking that does not adversely effect downtown merchant parking and to minimize county visitor parking effect on downtown merchants. The City of Noblesville Logan Street lot has 46 spaces, the First Indiana Bank Building currently has 26 spaces with plans to build it out to 78 spaces, Hamilton County North parking lot has 57 spaces, and the South Parking Lot has 237 spaces. The employee parking need shows current number of employees at 433 with a forecast of 792 employees in 2040. Currently there are 366 parking spaces with the build out of the First Indiana Bank parking there will be 418 parking spaces which shows a current deficit of 86 up to 374 in 2040. The juror parking need shows that we currently do not have dedicated juror parking space, they currently share the employee parking spaces. On a day that the county has a jury the deficit is greater than what it is for the employees. Public parking is available in downtown Noblesville of street parking non-metered and metered parking lots. There are a total of 658 public parking spaces with 496 non-metered and 162 metered. Parking spaces were analyzed in an area boundary of Wayne Street to the north, 10th Street to the east, Cherry Street to the south and the river to the west. In 2007 there was an average of 1,266 visitors per day to the Judicial Center (this was determined by visitors who go through the metal detector). It was estimated that 20% of the visitors may be present at any one time. The total county parking deficit (both county and visitors) shows that in 2020 the county will take up all existing county parking spaces plus all available public parking in downtown Noblesville. This does not account for any merchants or city needs. Barbee stated they would like to use this data with the facility recommendations that will be brought back to the Commissioners later this month. Holt stated it shows in 2010 there are 1076 spaces and the county would need 838 spaces? Barbee stated yes, that is 1076 spaces of county parking and all the public parking downtown. Holt stated a better story would be to show what are needs are and what we have. Barbee stated our final recommendation would be to design parking needs with the blue line on the very last slide. Howard stated the last slide would give the reader a false impression of how acute the problem is. Howard stated the downtown merchants, if they thought there was a graph that showed there is not a deficit would strongly disagree. Howard stated he is not sure this information belongs in our analysis; it does not fit in any of our premises. Barbee stated they are trying to depict that the county does need parking facilities to rectify the issue. The county would squeeze everything out if nothing was done and the status quo was left in place. Howard recommended a slide of where the county is with their own spaces verses their own generated needs might be a more relevant comparison. Holt stated the employee analysis works, it demonstrates the need for employees; if you look at the juror slide that works; if you combine the employees and jurors and visitors the problem is the public spaces including the county spaces does not work. Barbee stated they are recommending the county accommodate the visitors coming to this building (Judicial Center) at 20% of any given time of the 1,266 per day. Holt stated no, you say there are 658 public parking spaces in downtown Noblesville, which has never been our issue, we have always ascribed to making it a zero sum game. If 20% of the 1,200 people in here on a daily basis are downtown because they are doing county business, then that 20% should go on the county's need for spaces of what we are providing; not from Noblesville through its thoughtfulness has provided for anyone doing anything in Noblesville. Barbee stated he agrees with Holt and will adjust the last slide to show that information. He will delete the city parking spaces and show the county's needs. Howard stated the last slide should show county needs only. Dillinger stated the last slide does have relevance, when he goes to the city with this issue it is relevant of what the city is willing to Co-op with us. Altman stated even though we are using other public spaces at this point there is sufficient parking, if you cannibalize existing public parking. Barbee will show the numbers that take the employees, visitors, and jurors compared only to county parking and forget any of the street and metered parking. Dillinger stated for the county's purpose yes; for strategic planning with the city he needs this information. Altman stated in terms of our guests we are the same as any merchant. For those who frequent this facility it is fair to say we should use some of the spots. Barbee stated there will be times that you will have greater than 20% and the additional 10% or 20% will be on the streets.

Woodhall Subdivision Variance [2:28]

Mr. Joe Calderon, Attorney for JBCI, LLC and Woodhall, LLC, stated Woodhall Subdivision is located on 106th Street east of Towne Road on the south side of the street. Calderon stated Woodhall is an exclusive nine lot subdivision on 11.5 acres. The City of Carmel, who has planning jurisdiction, has approved the primary plat and several subdivision waivers. Calderon stated the variance request is to approve the proposed cul de sac length of 1,250 feet for Woodhall Lane which is in excess of 600 feet maximum. Dillinger asked if this has been submitted to the Carmel Fire Department and school system? Calderon stated they have and everyone has signed off on it prior to the Carmel Plan Commission. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Highway Business [2:33]

Release of Bonds/Letters of Credit - Highway Department

Mr. Jim Neal requested the release of Bonds and Letters of Credit for the highway department. 1) HCHD #B-99-0110 – Erie Insurance Company Continuation Bond #Q95 5970062 R issued on behalf of Stoney Creek Estates, LLC in the amount of \$5,000 for waterline bore to Stony Lane. 2) HCHD #B-99-0134 – Developers Surety and Indemnity Company Performance Bond #885382S issued on behalf of Estridge Development Co., Inc. in the amount of \$1,800.00 for street and regulatory signs in High Grove subdivision, Section 1. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

Agreements/Supplements

Bridge #78, 246th Street over Sugar Run

Neal requested approval of a non-reimbursable Utility Agreement, HCHD #M-08-0006, with Verizon for Small Structure No. 33010 (Bridge #78) 246th Street over Sugar Run. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Bridge & Small Structure Projects Consultant Selection

Neal requested selection of consultants for the 2008 Bridge and Small Structure Projects.

- A. Olio Road over I-69 (Fall Creek Twp.) – American Structurepoint
- B. Bridge #180 – 121st Street over Sand Creek (Fall Creek Twp.) – USI Consultants
- C. Bridge #254 – 281st Street over W. Fork Bear Creek (White River Twp.) – Stephen J. Christian & Assoc.
- D. Small Structure #31022 – 256th Street over Ross Ditch (Adams Twp.) – DLZ
- E. Small Structure #32072 – Hinkle Road over Br. Hinkle Creek (Jackson Twp). – Schneider Corporation
- F. Small Structure #32084 – Schulley Road over J.H. Leap Ditch (Jackson Twp.) – Schneider Corporation
- G. Small Structure #32002 – 216th Street over J. Owen Drain (Jackson Twp.) – Schneider Corporation

Dillinger motioned to approve of the first recommendation for each project. Holt seconded. Altman asked if the motion includes the understanding that the last three items will be combined? Dillinger stated yes. Motion carried unanimously.

Five Year Structure Improvement Program

Mr. Matt Knight distributed the Five Year (2008 to 2012) Structure Improvement Program to the Commissioners. Dillinger motioned to approve. Holt seconded. Altman asked of the contracts awarded where are we at on preliminary engineering? Knight stated we just awarded the design for all of the 2008 projects except Bridge #174 which is a federal aid project just submitted in the last call and we are waiting to hear if it has been approved. Altman asked if we have received any approval on that project? Knight stated no, we have just submitted the application. Holt stated on Bridge #236 it says Flatrock and it is Flatfork. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Olio Road over I-69 Bridge Agreement with INDOT

Mr. Brad Davis requested approval of the Olio Road over I-69 Bridge Agreement (EDS A249-8-320037) with INDOT. INDOT will extract a maintenance fee from the county in the amount of \$25,000 per year, the bridge will remain in INDOT's inventory and they will be responsible to maintain it. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Riverwalk Project

Davis stated INDOT has invoiced the county for our share of the Riverwalk Project in the amount of \$141,000. It will be paid out of highway funds with reimbursement anticipated once the County Council approves the appropriation of funds at their April meeting.

146th Street and Allisonville Development Plans

Altman stated we have received notice of a public hearing on development plans for the southwest corner of 146th Street and Allisonville Road. Altman would like the highway staff to be involved in the TAC proceedings on this project.

Janus Transportation Program

Altman stated she received a notice of de-obligation of transit funds for the Janus Transportation Grant and forwarded it to Davis for his review.

Hamilton Centers [2:41]

Ms. Stephanie Lyons, Hamilton Centers, requested funding for 2009. Lyons stated 2007 was a year of transition for Hamilton Centers, they closed their residential program, strengthened their existing programs, started a school based family strengthening program called FAST and continued to develop their Promising Futures Program which is for pregnant and parenting teens. The programs that Hamilton Centers provides the county are anger management group, counseling, safe place and host homes, independent living skills, supervised visitations and exchanges, and a teen advisory board. During the transition year Hamilton Centers served 312 clients. As an organization the Hamilton Centers Board of Directors transitioned from an oversight governing board to a fundraising board as our financial structure changed with the closing of our residential program. In 2008 their plans are to continue and strengthen the existing programs and address a county need by opening Promising Futures in mid-April. This program will serve youth as both residential and community based services components. The goal of all of Hamilton Centers and services is to serve 500 clients in 2008 as well as to solidify a diverse funding base for the organization. Future plans are to expand programs through a partnership with the Department of Child Services, continue to look for ways to strengthen existing programs, and look to further meet Hamilton County families and youth. Hamilton Centers is requesting the support of the Commissioners in 2009 to assist us in providing services and programs to our county's residence. Hamilton Centers is asking for \$50,000 to support the cost of services and programs so they can continue meeting the community's needs. Altman asked Lyons to provide a budget and financial statements. Altman asked if they have considered partnering with the Hamilton County Juvenile Center to try and promote these programs at that facility? Lyons stated Hamilton Centers does partner with the Juvenile Services Center, the Juvenile Probation Department has given us referrals for our anger management group as well as counseling services. Nothing has been formalized, it is on a referral basis. Altman stated she is requesting they discuss with the Juvenile Center whether there is a combination of facilities to direct your fundraising. Dillinger asked what is Hamilton Centers doing that we are not doing at our Juvenile Services Center? Dillinger stated he was under the impression that with all of the programming we have put in the Juvenile Services Center, that it would replace Hamilton Centers. Lyons stated Hamilton Centers takes an approach of prevention work and they also partner with the Department of Child Services, which has a little different of a road map than the Juvenile Services Center. They are working to prevent kids from having to go into the Juvenile Services Center as well as working on strengthening the family around the kids. Dillinger asked if we are doing the same thing? Lyons stated in some programming you are, but not in all of the programming. In some of the programming once the kids have gotten into trouble they are being served by the Probation Department or the detention facility. The kids they

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

serve on the prevention aspect, we are trying to prevent them from going into the Juvenile Services Center. Dillinger asked how are you doing that? Lyons stated our Safe Place and Host Homes program is helping kids who find themselves in a crisis situation by giving them immediate help, if they do run away they have a safe place to go and do not get charged with that truancy crime. Our FAST program is working with the schools and the families to help strengthen the families and the partnership between the families and the school. In the future when the kids are growing older and they have an at risk behavior the family has been strengthened and the family is better able to handle it. They also offer counseling services with families who are having a difficult time with their kids but are not willing to give up on them, but they need some assistance and some help. The same with our anger management group, we receive private referrals from families with kids who are having a difficult time expressing themselves and they really want help before it gets out of control. The Promising Futures Program is a prevention model, the girls are pregnant and we take them in on a voluntary basis so they can work on their future. They will continue school and look for alternative means to support themselves and their kids. Dillinger asked if they have moved out of their facility on 10th Street? Lyons stated they still have all three properties, the home on Clinton Street is being renovated to house the Promising Futures Program, the Family Access Center is on Cherry Street and then the 9th Street facility is our administrative offices. Holt encouraged Lyons to submit in writing how they want to apply the funds requested from the county. Holt asked how do they interact with Child Services, their funding comes from tax dollars and they are huge numbers and he would like to see what you think your county request would fund over and above the programming you are providing for the folks that they are referring and he presumes under contract paying for. Lyons stated they do have a contract with them for supervised visitation and independent living skills program. Holt asked nothing else? Lyons stated nothing else at this time. Lyons stated their residential program is a licensed program through the State of Indiana and they received a federal grant for the pregnant teens program in the amount of \$180,000. The capacity is for eight girls and/or their babies. Six beds are designated as voluntary placements so any family that finds their daughter pregnant and they need an alternate place to live they can send her to us. Only two of those beds will be reimbursed by Child Services. Holt asked Lyons to include lines from the money provided to the service and where you see the gap that you think is appropriate for us to consider. Altman stated she would be more inclined to support a contract service with a direct service rather than a cash grant from the county. Altman stated she would prefer they integrate their services with existing programs so we don't have a referral gap. Holt asked if child anger management is provided by Prevail? Lyons stated theirs is a victim support group and that is a support group for kids that have been exposed to violence; they do not do an anger management group. Holt asked if that is being provided any where else, such as Behavior Corp? Lyons stated no, the Juvenile Services Center is offering anger management service for their clients. Holt stated right, they are already trapped in the system, you are talking about preventive. Holt asked if Behavior Corp provides that service? Lyons stated no, not they are aware of. She will confirm that they are not doing it, but she is 99% sure they are not. Altman stated we will need to know what is not covered and why it is not covered and what gap you fill. Lyons asked if the budget and financial statement should be for 2008? Altman stated she would like to see a history so we need it from 2006 and 2007. Holt stated they have completely changed their format, 2006 is not going to do anything, that is when they were in residential care and we took them out of residential care with the Juvenile Services Center. Altman stated we know that has changed but she would still like that information.

Lifeline Data Centers [2:52]

Mr. Zack SeRine, representing BJ Casali, requested approval of an agreement with Lifeline Data Centers. This is part of the offsite disaster recovery plan. Altman asked if we have any history with this company? SeRine stated no, he has worked with Lifeline for the past nine years and they have had consistent delivery of service and a good reputation. SeRine stated in his past dealings with Lifeline they have been 100% true to their word. Holt motioned to table until Howard can give us his opinion of the agreement.

Purchase Orders – ISSD

SeRine requested approval of a purchase order for the purchase of five (5) Toughbooks for use by the administrative staff at the Sheriff's office in the amount of \$15,410. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

SeRine requested approval of a purchase order for two (2) licenses for Microsoft SQL Server at a cost of \$7,859.22. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Mr. Larry Stout requested approval of two (2) purchase orders for GIS PC's for the Surveyor's office, one in the amount of \$11,386.92 and one in the amount of \$6,639.93. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Lifeline Data Centers

Holt asked Howard if he reviewed the Lifeline Data Centers contract? Howard stated yes, he did look at the liability sections and they are standard for this industry. Howard recommended the contract be approved. Holt motioned to approve the Lifeline Data Centers contract. Dillinger seconded. Motion carried unanimously.

Buildings and Grounds Contract Renewals

Mr. Scott Warner requested approval of the maintenance contract renewal with Orr Protections Systems for the computer room fire protection in the amount of \$850.00. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

First Indiana Bank Building Demolition

Warner stated the asbestos has been removed from the First Indiana Bank building. The contractor has begun removal of items inside the building and he is preparing drawings to obtain the demolition permit from the City of Noblesville and hopes to have the permit within the next week. Demolition is scheduled to start two weeks from today with completion expected to be done in three weeks. Warner asked the Commissioners to think about what to do with the property once the demolition is complete. The intent is to pave over it and it would be nice to start with the planning and design so it does not sit idle through the summer. Holt asked what is his recommendation? Warner stated he would like to see it paved as soon as possible. Holt so moved. Dillinger seconded. Motion approved unanimously.

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

Unsafe House – 15173 Middletown Avenue

Mr. Chuck Kiphart stated discussions continue with the mortgage company regarding the home on 15173 Middletown Avenue. They were told Friday to have a proposed final date to have four items done. Those items are:

1. Install shingles or more permanent roof protection.
2. There are holes underneath the eaves that need to be covered with plywood.
3. A screen on the porch on the east side of the building that needs to be replaced or covered with plywood.
4. Basement window on the east side, the window needs replaced, the glass removed and a permanent secured cover installed on the window well.

Kiphart stated his recommendation would be to give them two more weeks to get these items done for his inspection and if not he will automatically send them a letter giving them a date that we will do it. Altman asked why don't we give them two weeks and if it is not done you contract with a contractor to get it done. Howard asked if the bank is cooperative? Kiphart stated yes, the contractors they send out don't understand what to do. Kiphart stated the home is under foreclosure proceedings, which were filed in February. Holt stated he likes Chuck's recommendation, he does not know where we are going to get the money to pay for this and we will be investing the Attorney's time for filing mechanics liens. Altman asked Howard if there is a question of recovery? Howard stated it will be a timing issue, to file the lien, get it made a judgment and get it declared superior to the three mortgages; hopefully someone will buy it at the Sheriff's sale. If the Sheriff's sale is next month we will not even get a court date in time. Altman asked if we can file a Lis Pendence? Howard stated yes. Holt so moved, to follow Chuck's recommendation. Dillinger seconded. Motion carried unanimously.

CDBG Agreement with Janus Developmental Services

Mr. Mark McConaghy requested approval of an agreement with Janus Developmental Services for Community Development Block Grant (CDBG) funding for accessibility modifications to their entrance and reception area. Janus was awarded \$16,200 from the CDB Grant for this project. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

HUD Letter on Consolidated Annual Performance Report

McConaghy stated the letter from HUD regarding the CDBG Consolidated Annual Performance Report (CAPR) is referring to his work with Fishers, Carmel, and Noblesville on three projects that are getting ready to go out to bid. HUD is concerned that those projects are using several years worth of funding, especially the Fishers project. There has been a lot of prep work involved before the projects could go to bid, they are all moving forward and he expects all three of these projects to be completed by the August 1 deadline. In regards to the commitment of funds – it is a two step process, a project is set up and within each project an activity is set up. McConaghy has not set up activities until contracts were signed.

Attorney [3:09]

Downtown Seat Parking Analysis

Howard stated he has reviewed, with John Barbee, the two charts that were in question regarding the Downtown Seat Parking Analysis. The first chart was the jury chart and the second chart with the reconciliation of total county needs, the available county parking lots, and showing the rest as a deficiency deleting the downtown. Those charts will be sent to the Commissioners via E-mail. Howard requested a motion that improves the Employee/Visitor Parking Analysis as amended. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

RQAW Additional Service Request – Corrections Complex

Howard stated RQAW has submitted an Additional Service Request for the Hamilton County Corrections Complex. Under this request there is a reduction from the balance of design for parking in the amount of \$45,439 and 3rd floor construction administration services in the amount of \$50,400 for a total deduction of \$95,839. Additions to the contract total \$87,930 for a net reduction of the original contract of \$7,909. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Animal Control Agreements with Fishers and Carmel

Howard requested approval of the Interlocal Agreements between the City of Carmel and the Town of Fishers Concerning Unwanted Animals Delivered to the Hamilton County Humane Society. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Corrections Complex Project Agreements

Howard requested approval of documents for the Hamilton County Corrections Complex Project:

- Release of Retainage Escrow Funds for TP Mechanical Contractors, Inc.
- New Escrow Agreement with Delta Temp Corporation
- Agreement with Delta Temp Corporation for Bid Package 13 in the amount of \$799,000
- Agreement with Diversified Painting, Inc. for Bid Package 10 in the amount of \$166,500

Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Riverview Hospital Notice of Rezone

Altman stated the Commissioners received a Notice of Public Hearing for Riverview Hospital's request for a rezone on the Kahlo property. Altman asked Howard to review the Notice.

Administrative Assistant

Animal Control Contracts

Swift stated under the tabled items are the Towns of Cicero and Atlanta's request to participate in the county's animal control program. They are requesting the Humane Society take their officer release animals only. Altman stated that is inconsistent with our policy that the Humane Society has to take officer release and owner release. Altman motioned that the county attorney prepare proposed agreements for those two entities for submission, under the standard terms. Holt stated he thought we had sent out the 2008 contracts to all municipalities. Howard stated he does not know if they were sent to all of the municipalities, they were sent to Carmel, Fishers, Noblesville, and Westfield. Holt stated we should send them to everybody. Altman stated they can cut their own deal with the Humane Society and we will decide long term if we want that to continue with our contract with the Humane Society. Holt motioned to send out standardized contracts to all the municipalities. Dillinger seconded. Motion carried unanimously.

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

Veteran's Recognition Program

Swift stated Joyce Crowder is part of an organization using the Hamilton County Fairgrounds for a program recognizing Veterans. Ms. Crowder has requested permission to bring two six-foot Christmas Trees, with gold stars on them honoring Veterans, to the Judicial Center lobby from August 23 until Christmas time. Swift stated our holiday tree is up from Thanksgiving until Christmas. Altman suggested putting the stars on our holiday tree, instead of the normal decorations. Swift stated he would recommend no more than one Veteran's tree. Holt asked if she has the trees? Swift stated yes, they will be used at the Fairgrounds for their program. Dillinger stated Ms. Crowder will probably be attending the next Commissioner's meeting and we can ask her about it. Dillinger asked to table and we will ask her about it at the next meeting. Holt seconded. Motion carried unanimously.

Noblesville Cultural Arts Commission

Swift stated the Noblesville Cultural Arts Commission has requested use of the courthouse lawn on August 2 for their annual Art Fair. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

United Way Collection Can

Swift stated the Deputies that man the metal detector have noticed a lot of people put change in the bucket and some have expressed a willingness to toss the change into a donation can if it were available, such as United Way. The Deputies thought this would be a reasonable way for people who wanted to leave change to make a donation to the United Way. The Deputies would be in charge of the can and lock it up every day. Dillinger motioned to approve. Holt stated he is not sure that is a good idea. That is law enforcement in uniform and you are being offered the opportunity to donate your change rather than put it into a dish, it does not sound like a free will offering. Altman seconded. Dillinger and Altman approved. Holt opposed. Motion carried.

Holt asked who is going to decide who the cause is? Altman stated we approved United Way. Dillinger stated if we don't like it we will stop it. Holt stated it is easier to not start it.

Workstation Chairs

Swift stated the Commissioners have discussed replacement of workstation chairs, as they are 16 years old and showing wear and tear and are breaking down. The Clerk's office was the first to bring it to our attention. We have money in the 2008 budget for the chairs. Swift stated he assumes he has the Commissioner's concurrence to proceed. He is still receiving quotes. Swift stated if we get a sufficient price break we may want to think about changing out all of the chairs at once. Altman suggested preparing an RFP (Request for Proposal) for both.

Hamilton Southeastern Schools Wage Determination Committee

Swift stated the Hamilton Southeastern Schools have requested an appointment to a Wage Determination Committee. Altman motioned to appoint Art Levine. Dillinger seconded. Motion carried unanimously.

Senate Bill 359

Swift stated Commissioner Altman has suggested the Commissioners send a letter to Senator Hershman requesting a meeting with him concerning SB 359. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

United Way Collection Can

Holt asked the Commissioners to reconsider their vote on the donation can at the metal detector. Holt asked Robin Mills if we have to run it through the county books if we are collecting cash out front? Mills stated she does not think so, if it is for United Way. Howard asked if one person will be in charge of it or will there be any trail of accountability? Altman stated the Deputies. Holt stated this will be fraught with problems. Howard stated there is a provision in the Personnel Policy that prohibits solicitation of this type. Altman stated we bug the employees to donate to United Way that is more pressure than putting a can out for change. Holt stated we have always said we have wanted to be considered a Class A office space and there is not a Class A office building that you put money in a can when you walk in the front door. What about the next organization that requests permission to collect donations? Altman stated who put food boxes for the Bar Association in the lobby? Holt stated that was a one time deal. Howard stated the theory in the Personnel Policy is that if you solicit for Girl Scout cookies you can solicit to join labor organization on company time. The second is where you draw the line. Dillinger motioned to bring the subject back to the table. Holt seconded. Motion carried unanimously. Holt motioned to not permit a contribution can on the metal detector in the lobby. Dillinger seconded. Dillinger and Holt approved. Altman opposed. Motion carried.

Auditor [3:31]

Cell Phones - Nextel

Ms. Robin Mills stated Kim (Rauch) sent an E-mail to the Commissioners stating there was a discrepancy in the vote at the February 25, 2008 meeting on Nextel services. There has been no vote to approve Nextel service for the Health Department, EMA, and Buildings & Grounds. Altman motioned to allow Nextel services for EMA and the Health Department and the Parks Department. Rauch asked what about Buildings & Grounds? The only departments that have made a formal request are Health and Parks. Altman stated EMA and Health have the issue of connectivity to the State. Parks has requested a media package. Altman rescinded her motion. Altman motioned to approve EMA and Health Department for the reasons enumerated. Holt seconded. Dillinger asked what about the Parks? Rauch stated that has already been approved. Motion carried unanimously.

County Allocation Plan Agreement – Malinowski Consulting, Inc.

Mills requested approval of the contract with Malinowski Consulting, Inc. for preparation of the Annual County-wide Cost Allocation Plan. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Capital Asset Notification Forms

Mills requested acceptance of Capital Asset Notification Forms from Court Administration, Microfilm, Highway Department, Community Corrections and Surveyor. Dillinger motioned to approve. Holt seconded. Motion carried unanimously. Altman asked that these forms not be presented to the Commissioners for approval until they clearly identify what they did with the asset.

Clerk's Monthly Report

Mills requested acceptance of the Clerk's Monthly Report for January 2008. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

Payroll Claims

Mills requested approval of Payroll Claims for the period of January 28 to February 10, 2008, paid February 29, 2008 and February 11-24, 2008 paid March 7, 2008. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit – Drainage Board

Mills requested the acceptance of Bonds and Letters of Credit for the drainage board. 1) HCDB-2008-00008 – Nicolas Financial Services Irrevocable Original Letter of Credit No. 07-34.2 for Forestal Estates Subdivision storm sewers and monumentation in the amount of \$22,540. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid March 11, 2008. Holt motioned to approve. Dillinger seconded. Altman asked if the question on the uniform claim has been resolved? Mills stated according to Howard we can approve it. We are waiting for pictures from the Sheriff's Department. Altman stated the real question is if this goes on the W-2 or not? Sheriff Carter stated he was under the impression the duty to document those costs associated with taxable item is his to do monthly. Altman stated to her it boils down to if it is a uniform and whether it qualifies or not whether it goes on the W-2 or it doesn't. We can still approve the claims. Carter stated a couple of questions that have been asked are who owns the property when it is taxable and the depreciated value of the property over time. Carter stated he will discuss this with Mike (Howard) on Wednesday. Altman stated if we pay for it and it is non-taxable we own it, if it goes on their W-2 and they pay taxes on it, they own it. Howard stated the Sheriff's concern is that he does not want somebody with a stenciled badge on a golf course who is no longer a law enforcement officer because it gives the appearance of authority. Mills stated as far as the claims go her Accounts Payable department pulls only claims that are gray. Altman stated they are doing the right thing. Motion carried unanimously.

Sheriff [3:41]

Cage Fight

Sheriff Carter stated the Commissioners instructed a gentleman sponsoring a cage fight at the Fairgrounds to contact him. They have just been in contact today. He has tried to connect him with Mark Barker. Carter stated he hopes this is a one time event and he wants no involvement with it from this point forward.

Carter read the following E-mail regarding an event at the Fairgrounds this past weekend "he has yet to receive any communication in regards to the cage fight or from its promoter. The other involves an incident which occurred this weekend, Radio Station 96.3 held a dance Saturday night at some point in time a fight broke out and their security ended up hitting a person with a flashlight and sprayed another. The dance was called off and that lead to the NPD receiving reports of hearing several gunshots thereafter. Quackenbush was at the Fairgrounds treating the alleged victims of the security officer and personally heard several shots in the area." Carter stated they have a report of this radio station happenings, he is not sure if the Fairgrounds is aware of what happened but they have requested six additional dances at the Fairgrounds. Carter stated they would not get his support. Holt asked what type of format is that? Carter stated he would guess some type of hip-hop culture. Altman stated it is not a bad use of the facility if there is appropriate enforcement. Howard stated nobody at the 4-H has a clue what appropriate is. Altman stated that is what Frank is going to be doing and maybe we put a hiatus on it until our policies are put in place. Carter stated the person organizing the cage fight this weekend said he had 17 law enforcement officers from different jurisdictions and that just doesn't work well. Altman stated she thought we clarified what we expected? Howard stated it is supposed to be at least three people from the Sheriff's department or Noblesville. Holt asked when is the next dance? Carter stated he does not know if it has been approved, he suspects there has been a request. Altman asked Sheriff Carter to forward this E-mail to Lisa Hanni at the Fairgrounds. Howard suggested the Sheriff be instructed to send an E-mail to the cage fight promoter telling him the specific instructions and they included that three local, ie: Noblesville or Hamilton County officers, paid for by him to be approved by the Sheriff's Department and if we don't have those we reserve the right to cancel the event. Altman stated that was the deal. Altman so moved. Holt asked if arrangements have been made for those folks? Carter stated no. Holt seconded. Motion carried unanimously. Carter stated he will make sure this weekend is covered. Altman stated this goes back to that we are handing the key out to that facility on a routine basis. Altman stated this has to stop immediately; we have to get a handle on this. We can't continue to hand out a key. Carter stated his concern is that somebody was hit by somebody with authority from someplace and he has not idea where and there were no arrests made. Altman stated she feels very uncomfortable leaving it this way until Frank completes his report. Altman suggested that an employee of whoever is renting the facility be out there controlling the facility from the time it is rented until they close. We can not just hand out keys to a facility. Dillinger stated no matter what the venue is there should always be someone from the county 4-H or some authority on site. Carter stated Tony will be out there this weekend from 5:00 pm on. Altman stated this is for this event, they are relying on maintenance workers to do that and it is not fair. That is not what we hired the maintenance workers to do.

Dillinger motioned to adjourn. Holt seconded. Motion carried unanimously.

Commissioner Correspondence

Notice of Public Hearings

146th and Allisonville Road – Fishers

Riverview Hospital (Kahlo Lot) - Noblesville

DNR Notice of Finding of "No Historic Properties Affected"

Sheridan Downtown Commercial Historic District

BLN Notice of Transmittals

Bridge No. 57, East 256th Street over Little Cicero Creek

Bridge No. 133, East 186th over Stony Creek

Bridge No. 224, Allisonville Road over Stony Creek

IDEM Notice of Wastewater Business Permit

Honey Dipper's, Inc. - Noblesville

Hoosier Portable Restrooms, Inc. - Indianapolis

HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 10, 2008

IDEM Notice Decision
Industrial Dielectrics, Inc. - Approval
Mar-Zane, Inc. - Approval
IDEM Notice of Construction Permit Application
131st Street Sanitary Sewer Extension – Carmel
Sanitary Sewer at 116th Street & Shelborne Road - Carmel
Sanitary Sewer at Wellington Trace Subdivision – Noblesville
Westmont, Section One - Carmel
Certificate of Insurance
CSU, Inc.

Present
Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Auditor
Fred Swift, Administrative Assistant to Commissioners
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Amber Emery, Administrative Assistant to Engineer
Dave Lucas, Highway Staff Engineer
Robert Chadwell, Highway Inspector
Tim Knapp, Highway Right-of-Way Manager
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Bob Davis, Highway Superintendent
Joe Calderon, Woodhall Subdivision
Randy Marra, Woodhall Subdivision
Dave Richter, United Consulting
Larry Dawson, Envoy, Inc.
Mike Kever, DLZ
Becki Wise-Kent, USI
Patti Smith, BLN
Floyd Burroughs, FEBA
David Whitman
Stephanie Lyons, Hamilton Centers Youth Service Bureau
Connie Garrett, ISSD
Zach SeRine, ISSD
Larry Stout, ISSD
Scott Warner, Buildings & Grounds
Mark McConaghy, Noblesville Housing Authority
Chuck Kiphart, Plan Commission

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Robin M. Mills, Auditor